

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
COLUMBIA DIVISION

MILTON WAYNE BRITTON
Plaintiff,

v.

NURSE FLOYD
Defendant.

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No. 1:12-0032
Judge Campbell

MEMORANDUM

The plaintiff, proceeding pro se, is an inmate at the Maury County Jail in Columbia, Tennessee. He brings this action pursuant to 42 U.S.C. § 1983 against Nurse Floyd, a member of the medical staff at the jail, seeking injunctive relief and damages.

The plaintiff's statement of facts reads in its entirety:

I Milton Wayne Britton have filed several medical forms regarding several pains and problems relating to my toe on my right foot. I have been denied medical attention.

Docket Entry No.1 at pg.5.

Pro se pleadings are subject to liberal construction. Haines v. Kerner, 404 U.S. 519 (1972). Nevertheless, liberal construction does not require the Court to create a claim which the plaintiff has not spelled out in his complaint. Wells v. Brown, 891 F.2d 591, 594 (6th Cir.1989). A plaintiff is required to plead more than bare legal conclusions. Lillard v. Shelby County Board of Education, 76

F.3d 716, 726 (6th Cir.1996). Thus, a *pro se* litigant must meet the basic pleading requirements for a complaint in order to state a cognizable claim for relief. Wells, *supra*. The plaintiff must identify the right or privilege that was violated and the role of the defendant in the alleged violation. Dunn v. Tennessee, 697 F.2d 121, 128 (6th Cir.1982).

In this case, the plaintiff has failed to state with any type of specificity the nature of his medical needs. Nor has the plaintiff described what efforts he took to obtain attention for those needs. In addition, the plaintiff never mentions the defendant and her alleged role in the denial of medical care. Consequently, the plaintiff has failed to state a claim against the defendant upon which relief can be granted.

When a prisoner plaintiff has failed to state a claim, the Court is obliged to dismiss his complaint *sua sponte*. 28 U.S.C. § 1915(e)(2). Accordingly, an appropriate order will be entered dismissing this action.



Todd Campbell
United States District Judge